

**Minutes**  
**Air Pollution Control Board**  
Indiana Government Center South  
Conference Room A  
402 West Washington Street  
Indianapolis, Indiana

**March 3, 1999**  
1:00 p.m.

1. The meeting was called to order by John Walker, Chairman, at 1:00 p.m. He introduced the members of the board and noted that a quorum was present.

**CALL TO ORDER**  
**QUORUM**

**Present:** John Walker, Chairman  
Randy Staley  
Tom Anderson  
Jeff Bowe  
Marlow Harmon  
James Miner, M.D.  
Chris Horn  
Howard W. Cundiff, Proxy, State Board of Health  
Steve Rogers, Proxy, Lieutenant Governor  
John Bacone, Proxy, Department of Natural Resources

**Absent:** George Ewing  
Thomas Rarick, Technical Secretary  
Rachel McGeever, Legal Council

Also present were Tim Method, Deputy Commissioner; Janet McCabe, Assistant Commissioner; and staff from the Office of Air Management. Other attendees are recorded on a separate sheet. A Court Reporter was present and a transcript is available for review.

2. Tim Method informed the board that Tom Neltner will be leaving the agency in May of 1999 and Paula Smith is currently Acting Assistant Commissioner for the Office of Pollution Prevention and Technical Assistance.

**REPORTS**

Mr. Method mentioned that there are a few bills that are still alive in the legislative session that are specific to air. Senate Bill 65 extends the appeal period for Title V permits to thirty days and prevents the department from requiring an existing facility to go through the new source review

program if there is a change to how emissions should be calculated for that source. House Bill 1725 would attempt to make the state's lead based paint requirements consistent with the federal requirements. House Bill 1561 would set up an air emission trading program covering all pollutants across the state. House Bill 2021 would provide for a ten year term with the contractor for the automobile emission testing program.

Ms. McCabe updated the board on the statewide nitrogen oxides rulemaking.

Mr. Walker detailed the agenda for the board meeting.

3. Mr. Walker entered into the record Exhibit 1, the draft rule. IDEM staff explained that this rulemaking would repeal the current rules governing confidentiality claims for public records and replace them with a new set of rules. Betsy Dusold commented on behalf of Eli Lilly.

**CONSIDERATION OF  
PRELIMINARY ADOPTION OF AMENDMENTS TO 326 IAC 17.1, Public Records, Confidential Information, and Confidential Agreements.**

Mr. Cundiff moved to preliminarily adopt the amendments to 326 IAC 17.1. Dr. Miner seconded. The motion passed unanimously.

4. Mr. Walker entered into the record Exhibit 2, the draft rule. IDEM staff explained that this rulemaking would provide a small increase in emissions during the burning of fuel oil at the facility. There were no commentors.

**CONSIDERATION OF  
PRELIMINARY ADOPTION OF AMENDMENTS TO 326 IAC 6-1-12, Particulate Matter Emissions at Illinois Cereal Mills.**

Mr. Staley moved to preliminarily adopt the amendments to 326 IAC 6-1-12. Mr. Bowe seconded. The motion passed unanimously.

5. The next meeting will be on Wednesday, May 5, 1999, at 1:00 p.m., at the Conference Center, Room A, Indiana Government Center South, Indianapolis, Indiana.

**NEXT MEETING**

6. Mr. Walker adjourned the meeting at 2:05 p.m.

**ADJOURNMENT**

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John Walker, Chairman

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Thomas Rarick, Technical Secretary